IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

SUMMONS FOR JUDGMENT NO.78 OF 2006

IN

SUIT NO.1326 OF 2005

...

Mahendra Pukhraj Mehta ...Plaintiff

v/s.

K.M.Engineering Co. & Anr. ...Defendants

...

Mr.H.V.Chande for the Plaintiff.

None for the Defendants.

...

CORAM: D.K.DESHMUKH, J.

DATED: 19TH JUNE, 2006

P.C.:

The learned Counsel for the Plaintiff states that summons for judgment has been served on the Defendant. Affidavit of service has been filed. Defendant has not filed any application for leave to defend. In terms of the provisions of Order XXXVII of the CPC, failure of the Defendant to make an application for leave to defend the suit, Plaintiff becomes entitled to judgment.

Heard the learned Counsel for the Plaintiff. Perused the record. Summons for judgment is granted. Suit is decreed in terms of prayer clauses of the Suit. Refund of court fees as per rules.

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